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**Birch, Stewart,
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Fax

| | | | |
|-------------------|---|------------------|-------------------------|
| To: | Examiner Jerry Johnson | From: | Leonard R. Svensson |
| Fax: | (703) 872-9306 | Pages: | 4 including cover sheet |
| Phone: | | Date: | December 14, 2004 |
| Your Ref.: | 10/080,862 | Our Ref.: | 0365-0530P |
| Re: | Filing of Request of Continued Examination under 37 CFR § 1.114 (RCE) | CC: | |

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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• **Comments:**

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MS RCE
PATENT
0365-0530P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: IGNATIUS, Jyrki et al. Conf.: 9773
Appl. No.: 10/080,862 Group: 1764
Filed: February 22, 2002 Examiner: JOHNSON, Jerry
For: CLEAN-BURNING MTBE-FREE GASOLINE FUEL

REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. § 1.114

MS RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 14, 2004

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

Submission of an RCE is limited to an application in which prosecution is closed; e.g. final rejection, Ex Parte Quayle; or notice of allowability

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under § 1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

☒ The enclosed document is being transmitted via facsimile.

Appl. No. 10/080,862

☒ **Submission Required under 37 C.F.R. § 1.114:**

- ☐ Do **NOT** enter the After Final Amendment(s) previously filed on _____ under 37 C.F.R. § 1.116.

Enter as part of the present submission:

- ☒ The After Final Amendment(s) previously filed on November 15, 2004, under 37 C.F.R. § 1.116 but unentered, in the present application.
- ☐ Arguments in the Appeal Brief or Reply Brief previously filed on _____.
- ☐ A Reply Under Rule 1.111, attached hereto. Claim fee(s) are calculated as set forth below:

| | TOTAL NUMBER OF CLAIMS PREVIOUSLY PAID FOR | TOTAL NUMBER OF CLAIMS BEING FILED HEREWITH | <u>NUMBER EXTRA</u> | Large Entity | | Small Entity | |
|---|--|--|-------------------------|--------------|-----|--------------|-----|
| | | | | Rate | Fee | Rate | Fee |
| Total Claims | 20 | = | | X 18 | \$ | X 9 | \$ |
| Independent Claims | 3 | = | | X 88 | \$ | X 44 | \$ |
| <input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | | 300 | \$ | 150 | \$ |
| TOTAL CLAIM FEE (S) | | | | | | \$0.00 | |

- ☐ An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.

☐ Other:

☐ **Miscellaneous**

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of () months. (Period of suspension shall not exceed 3 months.)

Appl. No. 10/080,862

☒ **Fees**

The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

☐ \$395.00 - small entity☒ \$790.00 - large entity

☒ The applicant(s) hereby petition(s) for an extension of one (1) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) was previously requested and paid for on November 15, 2004 in the instant application. Thus, a fee of \$590.00 is required to obtain an additional one (1) month(s) extension.

☐ The fee of \$200.00 under 37 C.F.R. § 1.17(g) for suspension of action is enclosed.

☐ Enclosed is(are) check(s) in the total amount of \$0.00 for the applicable filing fee, additional claims fee, suspension fee, and/or extension fees.

☒ Please charge Deposit Account No. 02-2448 in the amount of \$1380.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

I hereby certify that this correspondence is being
facsimile transmitted to the Patent and
Trademark Office:
On 12-14-2004

Sandra B. Paul
Signature
SANDRA B. PAUL
Typed or printed name of person signing certificate

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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By Kalpana Reddy #46,183

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0365-0530P

Attachment(s)